

SOUTH DAKOTA BOARD OF MEDICAL AND OSTEOPATHIC EXAMINERS

Draft Minutes March 31, 2011

Board Meeting

9:30 a.m.

Board Room, Sioux Falls

Board Members Present: Mr. Patrick Burchill
Mary Carpenter, MD
Mr. Bernie Christenson
Alex Falk, MD
Robert Ferrell, MD
Brent Lindbloom, DO
Milton Mutch, MD
James Reynolds, MD

Board Member Absent: David Erickson, MD

Staff Present: Margaret Hansen, PA-C
Ms. Jane Phalen

Consultants Present: Roxanne Giedd, JD
William H. Golden, JD

DRAFT MINUTES

Thursday, March 31, 2011

The meeting was called to order at 9:30 a.m. by Dr. Ferrell, President of the Board. The roll was called and all Board members were present with the exception of Dr. Erickson. There was a quorum.

The minutes from the December 8, 2010, board meeting were reviewed. A motion by Mr. Burchill to approve the minutes; was seconded by Dr. Lindbloom. The vote was unanimous.

The minutes from the January 6, 2011, board meeting were reviewed. A motion by Dr. Lindbloom to approve the minutes from the January 6, 2011, meeting; was seconded by Dr. Mutch. The vote was unanimous.

Executive Session – SDCL 1-25-(1) and (3). 9:36 a.m. A motion by Mr. Burchill to enter Executive Session for the purpose of discussing personnel matters and consulting with legal counsel; was seconded by Dr. Mutch. The vote was unanimous.

The meeting resumed at 9:45 a.m. A motion by Dr. Carpenter to grant authority to the Board staff to schedule a hearing with the Office of Hearing Examiners in the matter of Mr. Scott Brock; was seconded by Mr. Christenson. Discussion was held as to whether it needed to be a contested case or could another option be considered. Mr. Golden explained that the staff would move forward with Mr. Brock

to see if an agreement could be reached, or if it would be necessary to go to the Office of Hearing Examiners. The vote was unanimous.

Between 12/1/2010 to 2/28/2011: 187 new licenses, permits, certificates, and registrations were issued. Of these, 80 were physicians. A motion by Mr. Burchill to remove Scott F. Brock's name from the list and not approve his respiratory care practitioner license at this meeting, but to leave his provisional in place at this time, and then approve the remaining new licenses, permits, certificates, and registrations; was seconded by Mr. Christenson. The vote was unanimous.

Board Actions:

The Board member on the Review Panel for each individual case abstained from the vote on their case.

A motion by Mr. Burchill to approve the removal of conditions from Dr. Travis Sanger; was seconded by Dr. Mutch. The vote was unanimous.

A motion by Dr. Lindbloom to approve the Consent Agreements with Reprimands for Amber Hockett, PTA, and Jada Kahl, OT; was seconded by Dr. Carpenter. The vote was unanimous.

A motion by Mr. Christenson to approve the Stipulation and Agreement for Dr. Paul Frazer; was seconded by Dr. Falk. The vote was unanimous.

A motion by Dr. Reynolds to approve the Stipulation and Agreement for Dr. Larry Meyer; was seconded by Dr. Falk. The vote was unanimous.

Executive Session – SDCL 1-25-(1) and (3). 10:48 a.m. A motion by Mr. Christenson to enter Executive Session for the purpose of discussing personnel matters and consulting with legal counsel; was seconded by Dr. Carpenter. The vote was unanimous.

The meeting was resumed 11:00 a.m.

Petitions:

A motion by Dr. Lindbloom to approve laser procedures requests for Lyndsi Slusarski, PA, and Jessica Rachetto, PA; was seconded by Dr. Reynolds. The vote was unanimous. Mr. Burchill abstained.

A motion by Mr. Christenson to issue a medical license to Dr. Takara based upon her American Board of Medical Specialties board certification; was seconded by Dr. Carpenter. The vote was unanimous.

Discussion was held regarding the request from Dr. Lornell Hansen for a Declaratory Ruling on Laser Procedures. The procedure for a Declaratory Ruling was provided to the Board for review. A motion by Dr. Carpenter for the staff to notify all interested parties to request information, opinions and whether they wish to appear at the public hearing, and to form an advisory committee; was seconded by Mr. Christenson. The vote was unanimous.

Information on the annual meeting of the Federation of State Medical Boards (FSMB) was provided.

The executive director's report presented information on Strategic Planning for the Board. A motion by Mr. Burchill to plan a 1-2 day session on strategic planning; was seconded by Dr. Lindbloom. The vote was unanimous.

A motion by Dr. Lindbloom to accept the executive director's report for information; was seconded by Dr. Carpenter. The vote was unanimous.

The Board was presented with a request that the renewal fee for retired physicians be reduced. The Board discussed the fact that the renewal fee is set in statute and could not be reduced.

Financial Report:

A motion by Mr. Christenson not to renew the Board's liability insurance; was seconded by Dr. Reynolds. The vote was 7-1 with Dr. Falk opposed.

A motion by Mr. Christenson to approve the Audit and the Financial Report; was seconded by Dr. Falk. The vote was unanimous.

The next meeting is Wednesday, June 22, 2011.

There being no further business, a motion by Mr. Christenson to adjourn; was seconded by Dr. Falk. The vote was unanimous.